

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

NO. 11-CR-20307

vs.

HON. AVERN COHN

D-1 GREGORY GORSKI,

Defendant.

**RESPONSE OF THE UNITED STATES TO DEFENDANT
GORSKI'S SENTENCING MEMORANDUM**

The United States of America, through the undersigned, responds as follows to defendant Gregory Gorski's Sentencing Memorandum:

Gorski should receive a significant sentence of imprisonment. His corruption as a public official was a serious crime that took place over the course of four and a half years. As the Manager of the Ann Arbor Vehicle Maintenance Facility, Gorski accepted over \$27,000 from Joe Fawaz in return for directing hundreds of thousands of dollars in Postal repair business to Fawaz's company. The Court's sentence in this case needs to send a strong message to other Postal supervisors and federal employees that they face severe consequences for taking bribes in exchange for influencing their work. Although Gorski attempts to rely on the sentences imposed on other defendants in the investigation, their circumstances are in no way comparable. Furthermore, unlike many of the defendants that the Court encounters, Gorski was not the product of a broken home, a disadvantaged background, an abusive environment, or the victim of substance abuse. Despite having every advantage, Gorski chose to break the law for his own personal benefit and in violation of his duty

and responsibilities. To make matters even worse, Gorski still has not accepted responsibility for his wrongdoing nor has he shown any remorse. Under all of these circumstances, the Court should impose a significant sentence of imprisonment.

I. The Defendant's Crime Was Serious

For over four years, Gorski was a supervisor at United States Postal Service garages who accepted over \$27,000 in cash, tickets, cars, repair work, and other things of value from a private contractor. Instead of making decisions as a supervisor in the best interests of the Postal Service, Gorski made decisions in his own best interests. After Gorski was promoted to be the Manager of the Ann Arbor Postal Service garage, Gorski directed over \$500,000 in business to Joe Fawaz, who was paying Gorski bribes. Before Gorski became the Manager in Ann Arbor, the Ann Arbor garage did not even use Fawaz's Detroit company to do repair and maintenance work. Instead, the Ann Arbor garage used local contractors in the area. After Gorski's arrival, however, Gorski began shipping Postal trucks in Ann Arbor and Jackson to downtown Detroit for work at Fawaz's garage. After Gorski was suspended following his indictment, the Ann Arbor garage stopped using Fawaz and went back to sending repair work to local contractors. At trial, there was also testimony that Gorski sent unnecessary work to Fawaz's garage while Gorski was a supervisor in Detroit, thereby costing the Postal Service thousands of dollars. Through its sentence, the Court needs to send a strong message to other Postal supervisors that corruption will not be tolerated in government contracting.

II. The Defendant Has Not Accepted Responsibility or Shown Any Remorse

Although the defense would like to portray Gorski as a "total law-abiding family man and community involved individual," as well as a person of character and responsibility, his actions belie that presentation. Gorski has shown no remorse, and he has refused to accept responsibility for his crimes. He went to trial and testified in his own defense. Even since the jury rendered its verdict of guilty on all counts, Gorski has persisted in maintaining his innocence and refusing to acknowledge his wrongdoing. These are not the actions of a man of character or honor showing contrition. Gorski's behavior in this regard is another important factor in deciding on a just and appropriate sentence.

III. Sentence Disparity Is Not An Issue With the Other Postal Defendants

Gorski seeks a lower sentence based on the sentences imposed on the other Postal supervisors who also accepted bribes and/or illegal gratuities. Obviously, the circumstances of these other defendants vary significantly from those of the defendant. Each of the other defendants pleaded guilty and accepted responsibility for their crimes. The other defendants who were also convicted of bribery each received significant reductions in their sentences based on their substantial assistance to the government. In each case, the government filed a motion granted by the Court for a reduction in sentence based on their cooperation. In fact, two of the other Postal defendants even testified against Gorski at his trial. The one defendant, Bruce Plumb, who received 12 months in prison and who did not cooperate, had pleaded guilty to the lesser included offense of accepting illegal gratuities (not bribery), and he had accepted responsibility for his crimes.

IV. Conclusion

Under the circumstances, the United States respectfully requests that the Court sentence Gorski to a significant term of imprisonment within the sentencing guideline range of 33 to 41 months. Gorski's corruption was a serious and long-standing crime that involved directing hundreds of thousands of dollars in business in return for bribes. His refusal to accept responsibility or show any remorse are additional factors that need to be taken into account.

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Dated: June 27, 2012

CERTIFICATE OF SERVICE

I hereby certify that on June 27, 2012, I electronically filed the foregoing document with the Clerk of the Court using the ECF system, which will send notification of such filing to the following:

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